

Docket No. 31695-1001

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

LUMINOUS BACTERIA AND METHODS FOR THE ISOLATION, IDENTIFICATION AND QUANTITATION OF TOXICANTS

the specification of which

(check one)

is attached hereto.

was filed on _____ as United States Application No. or PCT International

Application Number _____

and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>09/954,841</u>	<u>09/18/2001</u>	Pending
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
<u>09/390,525</u>	<u>09/03/1999</u>	Patented
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
<u>07/680,678</u>	<u>04/04/1999</u>	Patented
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (*list name and registration number*)

Stephen A. Slusher, Reg. No. 43,924

Send Correspondence to:
005179

Direct Telephone Calls to: (*name and telephone number*)
Stephen A. Slusher - 505-998-6138 (Direct Line) or 505-998-1500 (Main Switchboard)

Full name of sole or first inventor James E. Becvar	Date
Sole or first inventor's signature	
Residence El Paso, Texas	
Citizenship US	
Post Office Address 5444 La Estancia Circle	
El Paso, Texas 79932-2012	

Full name of second inventor, if any Laura E. Becvar	Date
Second inventor's signature	
Residence La Jolla, California	
Citizenship US	
Post Office Address 9260B Regents Road	
La Jolla, California 92037	

PATENT APPLICATION

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 via Label No. EL991325998USUS US on October 17, 2003, addressed to Mail Stop Patent Application, Commissioner for Patents, Alexandria, Virginia 22313-1450.

Susan Cowell
Susan Cowell, Paralegal

October 17, 2003
Date Signed

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	James E. Becvar and Laura E. Becvar	
Serial No.:	To Be Assigned	Examiner: Unknown
Filing Date:	October 17, 2003	Group Art Unit: Unknown
For:	LUMINOUS BACTERIA AND METHODS FOR THE ISOLATION, IDENTIFICATION AND QUANTITATION OF TOXICANTS	Attorney Docket No. 31695-1001

ASSOCIATE POWER OF ATTORNEY

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Stephen A. Slusher, a principal attorney in the above-identified application for Letters Patent, hereby appoints:

Deborah A. Peacock	Reg. No. 31,649
Paul Adams	Reg. No. 21,096
Jeffrey D. Myers	Reg. No. 35,964
Rod D. Baker	Reg. No. 35,434
Vidal A. Oaxaca	Reg. No. 44,267

as associate attorneys with full power.

Respectfully submitted,

Date: October 17, 2003



Stephen A. Slusher, Reg. No. 43,924
Direct line: (505) 998-6130

Attorney for Applicant
PEACOCK, MYERS & ADAMS, P.C.
P.O. Box 26927
Albuquerque, New Mexico 87125-6927
Telephone: (505) 998-1500
Facsimile No. (505) 243-2542
Customer No. 005179